

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

STERNE, KESSLER, GOLDSTEIN & FOX, P.L.L.C. 1100 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005 COPY MAILED

SEP 1 8 2007

OFFICE OF PETITIONS

In re Application of

Sam B. Sandbote

Application No. 09/933,786

ON PETITION

Filed: August 20, 2001

Attorney Docket No. 2222.4860000

This is a decision on the petition under 37 CFR 1.137(b), filed on October 11, 2006, to revive the above-identified application. The delay in responding is sincerely regretted.

This application became abandoned as a result of petitioner's failure to take appropriate action in a timely manner after the decision of June 15, 2006 by the Board of Patent Appeals and Interferences. Therefore, the proceedings as to the rejected claims were terminated. See 37 CFR 1.197(b). As no claim was allowed, the application was held abandoned. See MPEP 1214.06.

The petition satisfies the requirements of 37 CFR 1.137(b), in that, petitioner has supplied (1) the reply in the form of a Request for Continued Examination (RCE) under 37 CFR 1.114 with the \$790 filing fee and an amendment; (2) the petition fee of \$1,500; and (3) an adequate statement of unintentional delay. Therefore, the petition is **GRANTED**.

This application is being revived for consideration of the RCE.

The application file is being referred to Technology Center Art Unit 2111, for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at/(571) 272-3226.

Petitions Examiner
Office of Petitions